

REMARKS

Claims 1-5 and 9-19 are pending in the present application after this amendment cancels claims 6-8 and adds new claims 17-19. No new matter is added by the amendments and new claims, which are supported throughout the specification and figures. In view of the amendments and the following remarks, favorable reconsideration of this application is respectfully requested.

The Office Action objects to claim 1 due to an informality relating to the spelling of 'dose' rather than "does". The amendment of claim 1 obviates this rejection, and therefore it is respectfully requested that the objection be withdrawn.

Claims 8-16 are rejected under 35 U.S.C. 102(e) as being anticipated by Gosior (U.S. Patent No. 6,684,062). Claims 1-7 are rejected under 35 U.S.C. 102(e) as anticipated by, or in the alternative under 35 U.S.C. 103(a) as obvious over, Gosior. Applicants respectfully traverse.

Claim 9 relates to a game machine which can be wirelessly connected with a plurality of game machine controllers. The game machine of claim 9 includes, *inter alia*, a first receiving section which receives identification information of a controller, and a control section which registers the received identification information ***on a list of controllers to be connected with the game machine*** in a storage section. The game machine of amended claim 9 further includes ***a connection setting section which establishes connection with the controller having the identification information registered on the list.***

The Office Action asserts that Gosior discloses a game machine and communication device wirelessly connected with a plurality of slaves/controllers that registers/stores identification information of the slave/controller and includes a register deletion instruction as operation of a bonding key (Office Action; page 4, middle; citing Gosior col. 8; lines 50-57). The Office Action further asserts that it would have been obvious to an artisan at a time prior to the

invention to add 'which does not satisfy a predetermined condition is registered' and 'does not establish a connection with slave having registered identification information', to Gosior to build brand/product loyalty/dependency. The Office Action further asserts without support that it is well known to preclude connections within the context of a game consol/controller system to systems having a common manufacturer. However, the Office Action does not provide any citation to Gosior in support of this statement. Additionally, it is unclear why the motivation to build brand loyalty would suggest adding the satisfaction of a condition in the context of a wireless communication device. Therefore, Applicants submit that the reference do not identically disclose or suggest the features of the instant invention, and that there is no proper motivation to modify the prior art. As the MPEP states in regard to 35 U.S.C. 103:

To establish a prima facie case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. ***Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations.*** The teaching or suggestion to make the claimed combination and the reasonable expectation of success must both be found in the prior art and not based on applicant's disclosure.

(MPEP; 706.02(j), citing *In re Vaeck*, 947 F.2d 488, 20 USPQ2d 1438 (Fed. Cir. 1991); emphasis added). Since Gosior does not disclose certain features of the original claims, as admitted in the Office Action, Gosior does not render original claims 9-16 unpatentable. Therefore, for at least this reason, it is respectfully submitted that these original claims are allowable.

Additionally, and in the interest of expediting prosecution, Applicants amend the claims to clarify the claimed subject matter. In particular, the amended claims recite the feature of a connection setting section which establishes connection with the controller having the

identification information registered on the list. The present invention claims a so-called “white list”, which is “the list of terminal equipments to be connected”. It is respectfully submitted that Gosior does not disclose or suggest this feature of a list.

Each of the other independent claims includes features similar to the features discussed above in regard to claim 9, and therefore each of these claims is allowable for at least the same reasons as claim 9 is allowable.

For instance, claim 1 relates to a communication device which can be wirelessly connected with a plurality of terminal equipment units, The device of amended claim 1 includes, *inter alia*, ***a first receiving section which receives identification information of at least one terminal equipment unit, and a control section which decides to register the identification information of the at least one terminal equipment unit according to whether or not the at least one terminal equipment unit satisfies a predetermined condition for the communication device on a list in a storage section.*** The device of claim 1 further includes ***a call section adapted to selectively call one of terminal equipment units on the list and terminal equipment units not on the list.*** Claim 1 includes the feature of “the list of terminal equipments not to be connected”, a so-called “blacklist”. Gosior does not disclose this second, blacklist feature, and therefore, for at least this reason claim 1 is allowable.

Each of the dependent claims is allowable for at least the same reasons as their respective base claim is allowable.

In view of the remarks set forth above, this application is believed to be in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully

Serial No.: 10/826,864

requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,

/Brian E. Hennessey/

Brian E. Hennessey

Reg. No. 51,271

CUSTOMER NUMBER 026304

Telephone: (212) 940-6311

Fax: (212) 940-8986

Docket No.: SCEP 21.126 (100809-00240)

BEH:fd